

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
May 19, 2009

Lake Forest City Hall
25550 Commercentre Drive
City Council Chamber
Lake Forest, California 92630

PRELIMINARY ACTION AGENDA: The listed Action represents a brief synopsis of the Council action. The Council Minutes, when approved, stand as the official record of the meeting. This Preliminary Action Agenda is provided as quick reference only and is NOT intended to serve as any form of the official record and should not be relied upon in making important decisions. Before making important decisions, you should review the approved minutes.

CALL TO ORDER: 6:05 p.m.

ROLL CALL: Council Members: Richard T. Dixon
Kathryn McCullough
Marcia Rudolph
Mayor Pro Tem: Peter Herzog
Mayor: Mark Tetterer
City Manager: Robert C. Dunek
City Attorney: Scott C. Smith
Acting City Clerk: Debra Rose

RECESS: City Council recessed at 6:05 p.m. for the purpose of conducting Closed Session business.

CLOSED SESSION (F: 16.3) 6:05 p.m.

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957
Title: City Manager
2. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6
Agency designated representative: Mayor
Unrepresented employee: City Manager

3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956

Property: APN: 606-161-10

Agency negotiators: City Manager and City Attorney

Negotiating parties: Owner of Record

Under Negotiation: Price and Terms of Payment

4. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED

LITIGATION Pursuant to Government Code Section 54956.9(c)

Initiation of Litigation

Number of potential case: Two

ACTION: Conducted Closed Session.

RECESS: City Council recessed at 7:08 p.m. from Closed Session, for the purpose of conducting regular City business.

RECONVENE: City Council reconvened at 7:13 p.m., with all Members present to continue regular City business.

PUBLIC SESSION

7:13 p.m.

PLEDGE OF ALLEGIANCE: (F: 26.21)

The Pledge of Allegiance to the Flag of our Country was led by Council Member Dixon.

CLOSED SESSION REPORT: (F: 16.3)

City Attorney Smith stated there were no reportable actions from Closed Session.

PRESENTATIONS:

5. CERTIFICATE OF RECOGNITION FOR OAKLEY 'S RECENT AWARD AS "ONE OF AMERICA'S BEST PLACES TO WORK 2009" submitted by Assistant City Manager. (F: 55.5)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council approved the recognition as submitted and made presentation. **MOTION UNANIMOUSLY CARRIED.**

6. **CERTIFICATE OF COMMENDATION FOR LIFE SAVING EFFORTS** submitted by Chief of Police Services. (F: 55.4)

ACTION: The City Council presented a Certificate of Commendation to recognize Irvine Police Officer Jon Jarrett and citizens Tony and Julie Jezek for their life saving efforts during a catastrophic fire.

7. **EL TORO CHARGER'S VARSITY SOCCER TEAM CIF CHAMPIONS** submitted by Acting City Clerk. (F: 55.5) (X: 59.2A)

ACTION: The City Council made presentations to the El Toro Men's Varsity Soccer Team.

REPORT FROM STUDENT LIAISON: (F: 35.2A)

Christopher Berardino, from El Toro High School, presented his report.

RECESS: City Council recessed at 7:32 p.m. for the purpose of conducting Redevelopment Agency business.

RECONVENE: City Council reconvened at 7:45 p.m., with all Members present to continue regular City business.

PUBLIC COMMENTS: (F: 26.12)

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 8)

9. **WARRANT REGISTER** submitted by Director of Finance/City Treasurer in the amount of \$502,280.58. (F: 30.11)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council approved the warrant register as submitted. **MOTION UNANIMOUSLY CARRIED.**

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 9-18)

9. MOTION TO APPROVE THE READING BY TITLE OF ALL ORDINANCES AND RESOLUTIONS. SAID ORDINANCES AND RESOLUTIONS WHICH APPEAR ON THE PUBLIC AGENDA SHALL BE DETERMINED TO HAVE BEEN READ BY TITLE AND FURTHER READING WAIVED submitted by Acting City Clerk.

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, the City Council waived the reading of Ordinances and Resolutions. MOTION UNANIMOUSLY CARRIED.

10. MONTHLY TREASURER'S REPORT submitted by Director of Finance/City Treasurer. (F: 30.12)

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, the City Council received and filed the report as submitted.

11. ADOPTION OF ORDINANCE NO. 200 submitted by Acting City Clerk. (F: 47.9)

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, the City Council: 1. Conducted the second reading of Ordinance No. 200 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, AMENDING CHAPTERS 13.04, AND 5.02 OF THE LAKE FOREST MUNICIPAL CODE AND ADDING CHAPTER 5.05 TO THE LAKE FOREST MUNICIPAL CODE RELATING TO SPECIAL EVENTS AND TEMPORARY OUTDOOR PROMOTIONS. 2. Adopted Ordinance No. 200 as submitted. MOTION UNANIMOUSLY CARRIED.

12. APPROVE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON MARCH 17, 2009, submitted by Acting City Clerk.

ACTION: On motion by Mayor Tetteimer and second by Council Member McCullough, the City Council approved the Minutes of the regular City Council meeting held March 17, 2009, as amended. MOTION UNANIMOUSLY CARRIED.

13. COPIER REPLACEMENT submitted by Acting City Clerk. (F: 52.4E)

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, the City Council authorized the City Manager to approve and sign a three (3) year lease with Coast to Coast Business Equipment, Inc., Irvine, for three (3) copiers. **MOTION UNANIMOUSLY CARRIED.**

14. **CREATIVE MANAGEMENT SOLUTIONS -AGREEMENT EXTENSION** submitted by Director of Management Services. (F: 48.8)

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, the City Council approved the Second Amendment to the Agreement with Creative Management Solutions, Inc., for human resources consulting services. **MOTION UNANIMOUSLY CARRIED.**

15. **DRAFT PLAN OF SUPPLEMENTAL 2008-09 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG-R)** submitted by Assistant City Manager. (F: 73.7H3)

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, the City Council: 1. Approved amendments to the 2008/09 Community Development Block Grant (CDBG) Action Plan, 2005-2010 CDBG Five-Year Consolidated Plan, and an application for \$129,993 in CDBG-R funds for ADA Access Ramp Improvements. 2. Approved a seven-day public review and comment period for the amendments and application and directed staff to return the items to City Council for final review and adoption on June 2, 2009. **MOTION UNANIMOUSLY CARRIED.**

16. **APPROVAL OF PLANS AND SPECIFICATIONS FOR ASPHALT OVERLAY OF VARIOUS RESIDENTIAL STREETS (PW 2007.17D.1)** submitted by Director of Public Works/City Engineer. (F: 64.4A PW 2007.17F)

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, the City Council: 1. Approved the plans and specifications for Asphalt Overlay of Various Residential Streets (PW 2007.17D.1). 2. Authorized staff to solicit bids for this project. **MOTION UNANIMOUSLY CARRIED.**

17. APPROVAL OF PLANS AND SPECIFICATIONS FOR LAKE FOREST DRIVE RESURFACING PROJECT (PW 2007.17F) submitted by Director of Public Works/City Engineer. (F: 64.4A PW 2007.17F)

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, the City Council: 1. Approved the plans and specifications for Lake Forest Drive Resurfacing Project (PW 2007.17F). 2. Authorized staff to solicit bids for this project. MOTION UNANIMOUSLY CARRIED.

18. LAGUNA HILLS MEDIAN PROJECT submitted by Assistant City Manager. (F:A50.7F) (X:A11.2)

ACTION: On motion by Council Member Dixon and second by Mayor Pro Tem Herzog, and acting as both the City Council and the Redevelopment Agency Board, adopted Resolution No. 2009-12 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST RATIFYING AND CONSENTING TO THE USE OF REDEVELOPMENT TAX INCREMENT FUNDS FOR THE EL TORO MEDIAN ISLAND REHABILITATION PROJECT IN THE LAGUNA HILLS PORTION OF THE PROJECT AREA PURSUANT TO HEALTH AND SAFETY CODE SECTION 33445. MOTION UNANIMOUSLY CARRIED.

DISCUSSION/ACTION ITEMS:

19. TRAFFIC MANAGEMENT PROJECT PLANNING REPORT (PW 2007.18) submitted by Director of Public Works/City Engineer. (F: 66.7A PW 2007.18)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council: 1. Received and filed Traffic Management Project Planning Report (PW 2007.18). 2. Directed staff to prepare recommendations for further consideration of the Traffic Management Project with the Five-Year Strategic Business Plan and Capital Improvement Projects Budgets as amended. MOTION UNANIMOUSLY CARRIED.

20. FISCAL YEAR 2009-10 BUDGET WORKSHOP submitted by Director of Finance/City Treasurer. (F: 30.9)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Rudolph, the City Council acting as both the City Council and the Redevelopment Agency Board: 1. Conducted the Workshop on the proposed Fiscal Year 2009-10 City Operating, Redevelopment Agency, and the 2009-2011 Capital Improvement Projects Budgets. 2. Reviewed, revised, or provided other direction to finalize the proposed Budgets. **MOTION UNANIMOUSLY CARRIED.**

21. **LEGISLATIVE AND REGULATORY MATTERS** submitted by Assistant to the City Manager. (F: 72.2B)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council adopted positions on various legislative proposals as recommended by staff. **MOTION UNANIMOUSLY CARRIED.**

22. **REQUESTS FOR APPOINTMENT TO AGENCIES, BOARDS, COMMISSIONS AND/OR COMMITTEES THROUGH THE LEAGUE OF CALIFORNIA CITIES** submitted by Acting City Clerk. (F:43.4B)

ACTION: The City Council made no appointments.

CITY MANAGER'S REPORT: (F: 26.17)

CITY COUNCIL COMMENTS: (F: 26.9)

Council Member Dixon offered no comments.

Council Member McCullough offered comments.

Council Member Rudolph offered no comments.

Mayor Pro Tem Herzog offered no comments.

Mayor Tettermer offered no comments.

CONTINUED CLOSED SESSION: (F: 16.3)

There was no continued Closed Session.

ADJOURNMENT: (F 26.8) 10:40 p.m.